

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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EDGAR LAVERDE,

Plaintiff,

v.

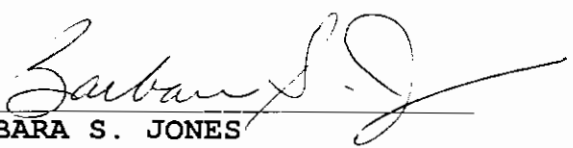
CAPITAL ONE HEALTHCARE FINANCE
a division of Capital One
Services, Inc. and CIT GROUP INC.,

Defendants.
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BARBARA S. JONES
UNITED STATES DISTRICT JUDGE

Construing Plaintiff's counsel's letter dated September 6, 2007 as a motion for the Court's recusal in this matter, this motion is denied. The Court is of the firm belief that any social relationship with the wife of Defendants' counsel, Mr. James Bergin, will not influence her conduct or impartiality in these proceedings in any way.

SO ORDERED:


BARBARA S. JONES
UNITED STATES DISTRICT JUDGE

Dated: New York, New York
September 18, 2007

